

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
KENNEY, BECKER LLP and
EUGENE S. BECKER,

NOTICE OF DEPOSIT
OF UNDERTAKING

Plaintiffs,

Docket 06 Cv 2975 (JSR)

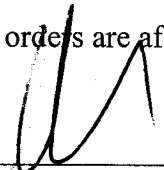
-against-

MARTIN S. KENNEY,

Defendant.
-----X

Plaintiffs Kenney, Becker LLP and Eugene Becker having appealed to the United States Court of Appeals for Second Circuit from the orders filed herein on March 10, 2008, April 23, 2008 and April 24, 2008, Notice is hereby given that plaintiffs Kenney, Becker LLP and Eugene Becker have deposited with the Clerk of this Court the sum of Thirty Thousand (\$ 30,000) Dollars in legal tender of the United States as an undertaking that if the orders appealed from, or any part of them, are affirmed, or the appeal is dismissed, the plaintiffs shall pay the amount directed to be paid by the orders, or the part of it as to which the orders are affirmed.

Dated: May 8, 2008
New York, NY



Stephen Latzman, Esq. (SL 6462)
Attorney for Plaintiffs
276 Fifth Avenue, Suite 306
New York, NY 10001
(212) 532 3368

To: Joseph Lilly, Esq.,
Attorney for Defendant
60 East 42nd Street, Suite 1338
New York, NY 10165

Dimitry Joffe, Esq.,
Kasowitz, Benson, Torres and Friedman
Attorney for Defendant
1633 Broadway
New York, NY 10019

Bank of America 

Cashier's Check

No. 1438308

Notice to Purchaser - In the event this check is lost, misplaced or stolen, a sworn statement and 90-day waiting period will be required prior to replacement. This check should be negotiated within 90 days.

Date MAY 06, 2008

30-1/1140
NTXBanking
Center

ONE PENN PLAZA

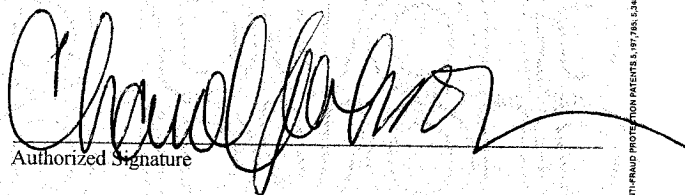
0060216 00010 001438308

EUGENE BECKER
Remitter (Purchased By)

\$ **15000.00**

Pay **FIFTEEN THOUSAND DOLLARS AND 00 CENTS**

To
The
Order
Of **CLERK OF THE COURT, SDNY**


Authorized Signature
Bank of America, N.A.
San Antonio, Texas

VOID AFTER 90 DAYS

06-2975

⑈ 1438308 ⑈ ⑆ 114000019 ⑆ 001641004928 ⑈

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THE ORIGINAL DOCUMENT HAS REFLECTIVE WATERMARK ON THE BACK

Bank of America 

Cashier's Check

No. 1438306

Notice to Purchaser - In the event this check is lost, misplaced or stolen, a sworn statement and 90-day waiting period will be required prior to replacement. This check should be negotiated within 90 days.

Date MAY 06, 2008

30-1/1140
NTXBanking
Center

ONE PENN PLAZA

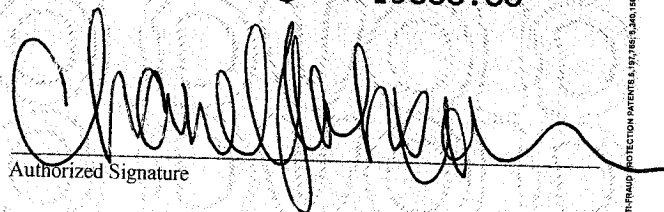
0060216 00010 001438306

EUGENE BECKER
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\$ **15000.00**

Pay **FIFTEEN THOUSAND DOLLARS AND 00 CENTS**

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The
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ORIGINAL-WHITE

DUPLICATE-YELLOW

TRIPPLICATE-PINK

RECEIPT FOR PAYMENT

UNITED STATES DISTRICT COURT

for the

SOUTHERN DISTRICT OF NEW YORK

E 650099

RECEIVED FROM

Eugene Becker
Saxtions

at

Fund
6855XX
604700

Deposit Funds
Registry Funds
General and Special Funds

508800

Immigration Fees
Attorney Admission Fees

085000

Filing Fees
Sale of Publications

086900

Copy Fees
Miscellaneous Fees

322340

Interest
Recoveries of Court Costs

322350

Restitution to U.S. Government
Conscience Fund

322360

Gifts
Crime Victims Fund

143500

Unclaimed Monies
Civil Filing Fee (1/2)

322380

Registry Fee

121000

Crime Victims Fund

129900

Unclaimed Monies

504100

Civil Filing Fee (1/2)

613300

Registry Fee

510000

Registry Fee

510100

Registry Fee

Checks and drafts are accepted subject to collection and full credit will only be given when the check or draft has been accepted by the financial institution on which it was drawn.

DATE:

20	Cash	Check	M.O.	Credit
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DEPUTY CLERK:

E

CERTIFICATE OF MAILING

State of New York)
)ss.:
County of New York)

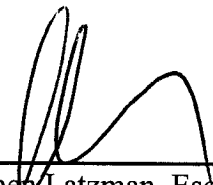
Stephen Latzman, an attorney, certifies following:

On May 8, 2008, I caused to be served the within Notice of Deposit of Undertaking by depositing same in a prepaid properly addressed wrapper in an official depository under the exclusive care and control of the United States Postal Service within the state of New York upon the following:

Joseph Lilly, Esq.,
60 East 42nd Street, Suite 1338
New York, NY 10165

Dimitry Joffe, Esq.,
Kasowitz, Benson, Torres and Friedman
1633 Broadway
New York, NY 10019

Dated: May 8, 2008



Stephen Latzman, Esq. (SL 6462)
Attorney for Plaintiff
276 Fifth Avenue, Suite 306
New York, New York 10001
(212) 532-3368